

111TH CONGRESS  
1ST SESSION

# H. R. 398

To amend title XIX of the Social Security Act to restore and protect access to Medicaid discount drug prices for university-based and safety-net clinics.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2009

Mr. CROWLEY (for himself, Mr. KIRK, Mr. RYAN of Ohio, Mr. DENT, and Mr. SCHIFF) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to restore and protect access to Medicaid discount drug prices for university-based and safety-net clinics.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Prevention Through  
5 Affordable Access Act of 2009”.

1 **SEC. 2. RESTORING AND PROTECTING ACCESS TO DIS-**  
 2 **COUNT DRUG PRICES FOR UNIVERSITY-**  
 3 **BASED AND SAFETY-NET CLINICS.**

4 (a) RESTORING NOMINAL PRICING.—Section  
 5 1927(c)(1)(D)(i) of the Social Security Act (42 U.S.C.  
 6 1396r–8(c)(1)(D)(i)) is amended—

7 (1) by redesignating subclause (IV) as sub-  
 8 clause (VI); and

9 (2) by inserting after subclause (III) the fol-  
 10 lowing new subclauses:

11 “(IV) An entity that is operated  
 12 by a health center of an institution of  
 13 higher education, the primary purpose  
 14 of which is to provide health services  
 15 to students of that institution.

16 “(V) An entity that is a public or  
 17 private nonprofit entity that provides  
 18 a service or services described under  
 19 section 1001(a) of the Public Health  
 20 Service Act.”.

21 (b) EFFECTIVE DATE.—The amendments made by  
 22 this section shall be effective as of the date of the enact-  
 23 ment of this Act.

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